



RESPONSE UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
GROUP 1752  
PATENT APPLICATION

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q65828

NAKAMURA, Tetsuo, et al.

Appln. No.: 09/931,309

Group Art Unit: 1752

Confirmation No.: 3931

Examiner: Chea THORL

Filed: August 17, 2001

For: SILVER HALIDE PHOTOGRAPHIC MATERIAL AND METHINE DYE

**RESPONSE UNDER 37 C.F.R. § 1.116**

**MAIL STOP AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 23, 2005, please consider the remarks as submitted herewith on the accompanying pages.

**REMARKS**

Claims 1, 2 and 4 to 13 are all the claims pending in the application.

Claims 1, 2, 4 and 5 have been rejected under 35 U.S.C. § 103(a) as obvious over Usagawa et al, in view of the 1999 Theory of the Photographic Process publication, Fourth Edition, by T.H. James.

Applicants submit that Usagawa et al and James do not disclose or render obvious the present invention, accordingly, request withdrawal of this rejection.